

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF VIRGINIA
BIG STONE GAP DIVISION

VERDICT

FRANK E. REID

V.

CIVIL ACTION NO. 2:11cv31

J. CARICO, *et al.*,

Excessive Force

1. Has Mr. Reid proven by a preponderance of the evidence that Sergeant Carico used force against Reid maliciously for the purpose of causing harm, rather than in a good faith effort to maintain or restore discipline or to protect himself from serious injury?

_____ Yes

X No

2. Has Mr. Reid proven by a preponderance of the evidence that Officer Robinson used force against Reid maliciously for the purpose of causing harm, rather than in a good faith effort to maintain or restore discipline or to protect himself from serious injury?

_____ Yes

X No

3. Has Mr. Reid proven by a preponderance of the evidence that Officer Dixon used force against Reid maliciously for the purpose of causing harm, rather than in a good faith effort to maintain or restore discipline or to protect himself from serious injury?

_____ Yes

X No

4. Has Mr. Reid proven by a preponderance of the evidence that Officer Craft used force against Reid maliciously for the purpose of causing harm, rather than in a good faith effort to maintain or restore discipline or to protect himself from serious injury?

_____ Yes

X No

Assault and Battery

5. Has Mr. Reid proven by a preponderance of the evidence that Sgt. Carico used more force than was necessary from the perspective of a reasonably prudent officer acting under the same or similar circumstances?

_____ Yes

X No

6. Has Mr. Reid proven by a preponderance of the evidence that Officer Robinson used more force than was necessary from the perspective of a reasonably prudent officer acting under the same or similar circumstances?

_____ Yes

X No

7. Has Mr. Reid proven by a preponderance of the evidence that Officer Dixon used more force than was necessary from the perspective of a reasonably prudent officer acting under the same or similar circumstances?

_____ Yes

X No

8. Has Mr. Reid proven by a preponderance of the evidence that Officer Craft used more force than was necessary from the perspective of a reasonably prudent officer acting under the same or similar circumstances?

_____ Yes

X No

Intentional Infliction of Emotional Distress

9. Has Mr. Reid proven by clear and convincing evidence that Sgt. Carico intentionally inflicted severe emotional distress on Mr. Reid by outrageous and intolerable conduct that offends generally accepted standards of decency and morality?

_____ Yes

X No

10. Has Mr. Reid proven by clear and convincing evidence that Officer Robinson intentionally inflicted severe emotional distress on Mr. Reid by outrageous and intolerable conduct that offends generally accepted standards of decency and morality?

_____ Yes

X No

11. Has Mr. Reid proven by clear and convincing evidence that Officer Dixon intentionally inflicted severe emotional distress on Mr. Reid by outrageous and intolerable conduct that offends generally accepted standards of decency and morality?

_____ Yes

X No

12. Has Mr. Reid proven by clear and convincing evidence that Officer Craft intentionally inflicted severe emotional distress on Mr. Reid by outrageous and intolerable conduct that offends generally accepted standards of decency and morality?

_____ Yes X No

10/29/2013
DATE

Robert L. Shepherd
FOREPERSON'S SIGNATURE

Robert L. Shepherd
FOREPERSON'S PRINTED NAME